

107TH CONGRESS
1ST SESSION

S. 1095

To amend title 38, United States Code, to restore promised GI Bill educational benefits to Vietnam era veterans, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 25, 2001

Mr. THOMPSON introduced the following bill; which was read twice and referred to the Committee on Veterans' Affairs

A BILL

To amend title 38, United States Code, to restore promised GI Bill educational benefits to Vietnam era veterans, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Veterans’ Educational
5 Assistance Restoration Act of 2001”.

6 **SEC. 2. ELIGIBILITY FOR MONTGOMERY GI BILL BENEFITS**
7 **OF CERTAIN ADDITIONAL VIETNAM ERA VET-**
8 **ERANS.**

9 (a) ACTIVE DUTY PROGRAM.—Section 3011(a)(1) of
10 title 38, United States Code, is amended—

1 (1) by striking “or” at the end of subparagraph
2 (A);

3 (2) by adding “or” at the end of subparagraph
4 (B); and

5 (3) by adding at the end the following new sub-
6 paragraph:

7 “(C) as of December 31, 1989, is eligible
8 for educational assistance benefits under chap-
9 ter 34 of this title and—

10 “(i) was not on active duty on October
11 19, 1984;

12 “(ii) reenlists or reenters on a period
13 of active duty after the date specified in
14 clause (i); and

15 “(iii) after July 2, 1985, either—

16 “(I) serves at least three years of
17 continuous active duty in the Armed
18 Forces; or

19 “(II) is discharged or released
20 from active duty (aa) for a service-
21 connected disability, for a medical
22 condition which preexisted such serv-
23 ice on active duty and which the Sec-
24 retary determines is not service con-
25 nected, for hardship, or for a physical

1 or mental condition that was not char-
 2 acterized as a disability, as described
 3 in subparagraph (A)(ii)(I) of this
 4 paragraph, (bb) for the convenience of
 5 the Government, if the individual com-
 6 pleted not less than 30 months of con-
 7 tinuous active duty after that date, or
 8 (cc) involuntarily for the convenience
 9 of the Government as a result of a re-
 10 duction in force, as determined by the
 11 Secretary of the military department
 12 concerned in accordance with regula-
 13 tions prescribed by the Secretary of
 14 Defense or by the Secretary of Trans-
 15 portation with respect to the Coast
 16 Guard when it is not operating as a
 17 service in the Navy;”.

18 (b) SELECTED RESERVE PROGRAM.—Section
 19 3012(a)(1) of that title is amended—

20 (1) by striking “or” at the end of subparagraph
 21 (A);

22 (2) by adding “or” at the end of subparagraph
 23 (B); and

24 (3) by adding at the end the following new sub-
 25 paragraph:

1 “(C) as of December 31, 1989, is eligible
2 for educational assistance under chapter 34 of
3 this title and—

4 “(i) was not on active duty on October
5 19, 1984;

6 “(ii) reenlists or reenters on a period
7 of active duty after the date specified in
8 clause (i); and

9 “(iii) after July 2, 1985—

10 “(I) serves at least two years of
11 continuous active duty in the Armed
12 Forces, subject to subsection (b) of
13 this section, characterized by the Sec-
14 retary concerned as honorable service;
15 and

16 “(II) subject to subsection (b) of
17 this section and beginning within one
18 year after completion of such two
19 years of service, serves at least four
20 continuous years in the Selected Re-
21 serve during which the individual par-
22 ticipates satisfactorily in training as
23 prescribed by the Secretary con-
24 cerned;”.

1 (c) TIME FOR USE OF ENTITLEMENT.—Section 3031
 2 of that title is amended—

3 (1) in subsection (a)—

4 (A) by striking “and” at the end of para-
 5 graph (1);

6 (B) by striking the period at the end of
 7 paragraph (2) and inserting “; and”; and

8 (C) by adding at the end the following new
 9 paragraph:

10 “(3) in the case of an individual who becomes
 11 entitled to such assistance under section
 12 3011(a)(1)(C) or 3012(a)(1)(C) of this title, on the
 13 date of the enactment of this paragraph.”; and

14 (2) in subsection (e)(1), by striking “section
 15 3011(a)(1)(B) or 3012(a)(1)(B)” and inserting
 16 “section 3011(a)(1)(B), 3011(a)(1)(C),
 17 3012(a)(1)(B), or 3012(a)(1)(C)”.

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